

ANGUS COUNCIL

COMMUNITIES COMMITTEE – 20 MAY 2025

**APPOINTMENT OF SUB-COMMITTEES AND MEMBER/OFFICER WORKING GROUPS
OF THE COMMUNITIES COMMITTEE**

REPORT BY THE ACTING DIRECTOR OF LEGAL, GOVERNANCE AND CHANGE

1. ABSTRACT

- 1.1 This report deals with the appointment of elected members to Sub-Committees and Member/Officer Working Groups of the Communities Committee.

2. ALIGNMENT TO THE COUNCIL PLAN

- 2.1 This report contributes to the achievement of our priority that the council is efficient and effective as detailed in our Council Plan for 2023-2028.

3. RECOMMENDATIONS

- 3.1 It is recommended that Committee agrees:

- (i) to appoint, in terms of Standing Orders 32 and 33, elected members to the undernoted Sub-Committees, and where appropriate, to appoint a Convener and Vice-Convener of the Sub-Committees: -
 - Executive Sub-Committee – 3 elected members
 - Land Reform Sub-Committee – 2 elected members + members of the ward affected
 - Environmental Appeals Committee – 3 elected members
- (ii) to note that the remit of each of these Sub-Committees is as detailed below and that they all act with full delegated powers;
- (iii) to appoint elected members and, where appropriate, a Chairperson to the undernoted Working Group;
- (iv) to note that the remit of the Working Group as detailed below;
- (v) to appoint elected members to the Arbroath Harbour Joint Consultative Committee 6 elected members (minimum four from the two Arbroath Wards and at least two members of the Communities Committee), and appoint a Chairperson; and
- (vi) to note the remit of the Arbroath Harbour Joint Consultative Committee is as detailed below.

4. BACKGROUND

- 4.1 The Council's Scheme of Governance provides that the Communities Committee shall appoint the following Standing Sub-Committees to act with full delegated powers:-

Executive Sub-Committee
Land Reform Sub-Committee
Environmental Appeals Committee

5. STANDING SUB-COMMITTEES

- 5.1 The remits and compositions of the Standing Sub-Committees of the Communities Committee are set out below. The Committee is asked to appoint elected members to each Sub-Committee, and where appropriate, to appoint a Convener and Vice-Convener of the Sub-Committees.

(a) Executive Sub-Committee

Composition: The Sub-Committee comprises three elected members who are entitled to appoint substitute elected members (who need not be members of the Communities Committee). All three persons must be present to form a quorum.

Remit: To decide any matter (other than a matter affecting Council policy):-

- (i) which would normally be decided by the Standing Committee but which, by reason of its urgency, requires to be decided upon during the annual recess or,
- (ii) which has been specifically delegated to the Executive Sub-Committee by the Standing Committee.

(b) Land Reform Sub-Committee

Composition: The Convener and Vice Convener of the Communities Committee, together with the members of each ward affected by the business to be transacted.

Remit: To consider reports regarding individual enforcement cases under Part 1 of the Land Reform (Scotland) Act 2003.

(c) Environmental Appeals Committee

Composition: Three Members, being the Convener, Vice Convener and one other Member of the Communities Committee.

Remit:

- (i) To consider any representation made by or on behalf of a person served with a fixed penalty notice served in relation to an offence committed in no smoking premises under the Smoking, Health and Social Care (Scotland) Act 2005.
- (ii) To hold a hearing at the request by or on behalf of a person served with a fixed penalty notice served in relation to an offence committed in respect of dog fouling under the Dog Fouling (Scotland) Act 2003.
- (iii) To consider any representation made by or on behalf of a person given a penalty charge notice in relation to an offence committed in respect of failing to make available energy performance certificates to prospective buyers or tenants under the Energy Performance of Buildings (Scotland) Regulations 2008, as amended.
- (iv) To consider any representation made by or on behalf of a person served with a fixed penalty notice served in relation to an offence committed in respect of sunbeds under the Public Health etc. (Scotland) Act 2008.
- (v) To consider any representation made by or on behalf of a person served with a fixed penalty notice served in relation to an offence committed in respect of the provision of information on the sale of a house under the Housing (Scotland) Act 2006.
- (vi) To consider any representation made by or on behalf of a person served with a fixed penalty notice served in relation to an offence committed in respect of engaging in estate agency work whilst not being a member of an approved redress scheme under the Estate Agency Act 1979.
- (vii) To consider any representation or hold any hearing in respect of any fixed penalty or similar notice that the Council is entitled, or may become entitled, to serve, give or issue by or under any enactment, insofar as they relate to the functions within the remit of the Communities Committee.
- (viii) To consider any representation or hold any hearing in respect of any fixed penalty or similar notice served in relation to an offence under the Smoking Prohibition (Children in Motor Vehicles) (Scotland) Act 2016.

6. MEMBER OFFICER WORKING GROUP

- 6.1 The remit and composition of the Member/Officer Working Group of the Communities Committee is set out below. The Committee is asked to appoint elected members to the Group and appoint a Chairperson of the Working Group.

(a) Angus Council Speed Limit Strategy Review

Composition: six elected members.

Remit: To undertake a review of the Angus Council Speed Limit Strategy, considering alignment with Scottish Government guidance, funding opportunities, and national road safety objectives.

7. ARBROATH HARBOUR JOINT CONSULTATIVE COMMITTEE

- 7.1 The Committee is asked to appoint elected members to the Arbroath Harbour Joint Consultative Committee as detailed below.

Remit

To act in an advisory and consultative role on the routine management and operational considerations for the Harbour and such other issues as may be remitted to it from time to time by the Communities Committee.

Composition

Composition of Council Representation: Six members of the Council, being a minimum of four from the two Arbroath Wards, and at least two members of the Communities Committee. The Communities Committee shall elect the Convener of the Arbroath Harbour Joint Consultative Committee.

8. FINANCIAL IMPLICATIONS

- 8.1 There are no financial implications arising from this Report.

9. RISK MANAGEMENT

- 9.1 There are no significant risks associated with this Report.

10. ENVIRONMENTAL IMPLICATIONS

- 10.1 There are no direct environmental implications arising from the recommendations of this Report.

11. EQUALITY IMPACT ASSESSMENT, HUMAN RIGHTS AND FAIRER SCOTLAND DUTY

- 11.1 A screening assessment has been undertaken and a full Equality Impact Assessment is not required for the following reason:

There are no direct equality implications in terms of this Report as its recommendations have no differential impact on those with protected characteristics.

12. CHILDREN'S RIGHTS AND WELLBEING IMPACT ASSESSMENT

- 12.1 A Children's Rights and Wellbeing Impact Assessment has been undertaken and a full assessment is not required as the "General Principles" do not apply to this proposal.

13. CONSULTATION

- 13.1 The Council Leadership Team have been consulted in the preparation of this Report.

NOTE: No background papers, as detailed by Section 50D of the Local Government (Scotland) Act 1973 (other than any containing confidential or exempt information) were relied on to a material extent in preparing the above report.

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